

# In the Supreme Court of the State of Idaho

IN RE: AMENDMENT OF IDAHO  
APPELLATE RULE (I.A.R.) 44

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)  
**ORDER**

The Court having reviewed a recommendation to amend Rule 44 of the Idaho Appellate Rules, and the Court being fully informed;

NOW, THEREFORE, IT IS HEREBY ORDERED, that Rule 44 of the Idaho Appellate Rules be, and is hereby, amended as follows:

## **Rule 44. Extraordinary appellate procedure.**

The Supreme Court by order may alter, shorten, or eliminate any step or procedure in the appeal from an ~~appealable~~ order or judgment upon finding extraordinary circumstances; provided, however, the time within which a party can file a notice of appeal, a notice of cross-appeal, or a petition for rehearing will not be shortened or lengthened. ~~The decision to alter the appellate procedure and the resultant appellate opinion shall both be made by the Court en banc.~~

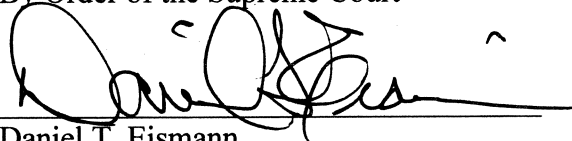
IT IS FURTHER ORDERED, that this order and these amendments shall be effective the first day of July, 2011.

IT IS FURTHER ORDERED, that the above designation of the striking of words from the Rules by lining through them is for the purposes of information only as amended, and NO OTHER AMENDMENTS ARE INTENDED. The lining through and underlining shall not be considered a part of the permanent Idaho Appellate Rules.

IT IS FURTHER ORDERED, that the Clerk of the Court shall cause notice of this Order to be published in one issue of *The Advocate*.

DATED this 8 day of June, 2011.

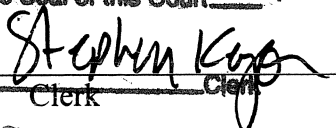
By Order of the Supreme Court



Daniel T. Eismann,  
Chief Justice

I, Stephen W. Kenyon, Clerk of the Supreme Court of the State of Idaho, do hereby certify that the above is a true and correct copy of the Order entered in the above entitled cause and now on record in my office.  
WITNESS my hand and the Seal of this Court. 6-8-11

ATTEST:

  
Clerk

By: Kimberly Grove Deputy